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IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventors: **Eric T. Bax**
Charles C. Fowlkes
Louis Cisnero, Jr.

Case No.:

Serial No.: **09/728,689** Group Art Unit: **2178**

Filing Date: **December 1, 2000**

Examiner: **Gregory J. Vaughn**

Title: **Technique for Extracting Data from Structured Document**

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION

SIR:

Pursuant to 37 C.F.R. §1.137(b), petitioner hereby petitions the Commissioner to withdraw the holding of abandonment of the above-identified application for failure to respond to a Notice of Informal or Non-Responsive Amendment. Petitioner is the current assignee of this application, as evidenced by the assignment being filed concurrently herewith. Based on information and belief, the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. §1.137(b)(3) was unintentional.

This petition is accompanied by the petition fee set forth in 37 C.F.R. §1.17(m), and a reply to the outstanding Office Action/Notice.

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Petitioner further requests the Commissioner to exercise discretion under 37 C.F.R. §1.181(f) and accept this petition as being timely. The Notice of Abandonment for Failure to Respond to Office Action was mailed to the original assignee of this application (iSpheres Corporation) on March 3, 2006. By that date, the original assignee had left its offices at the mailing address used by the USPTO for mailing the Notice of Abandonment (as evidenced by the Change of Address that was filed in the case on March 21, 2006) and petitioner has no indication that the original assignee had ever received the Notice of Abandonment. By May 3, 2006 (two months from the mailing date of the Notice of Abandonment), the original assignee was insolvent, had ceased operations, and made an Assignment of its remaining assets, including this application, for Benefit of Creditors under California law. Petitioner purchased the original assignee's assets, including this application, only on July 21, 2006.

Respectfully submitted,

By David Volejnicek

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Date: 25 July 2006

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